



MINUTES

**Ordinary Council meeting
Monday, 3 October 2022**

Order of Business

1	Opening karakia	4
2	Apologies	4
3	Public forum	4
3.1	Tauranga Millennium Track Trust.....	4
3.2	Mount Maunganui Tennis Club.....	5
3.3	BOP Speedway.....	5
4	Acceptance of late items	6
5	Confidential business to be transferred into the open	6
6	Change to the order of business	6
7	Confirmation of minutes	7
7.1	Minutes of the Council meeting held on 30 August 2022	7
7.2	Minutes of the Council meeting held on 5 September 2022.....	7
8	Declaration of conflicts of interest	7
9	Deputations, presentations, petitions	7
	Nil	
10	Recommendations from other committees	7
10.1	Recommendation from other Committees - Strategy, Finance and Risk Committee - 12 September 2022	7
11	Business	8
11.1	Council-Controlled Organisations' Draft and Final Annual Reports for 2021/2022	8
11.2	Proposal to establish a Council Controlled Organisation for Site A of the Civic Precinct - consultation feedback.....	11
11.3	Executive Report.....	12
11.4	Parking Management Plan	14
11.5	Active Reserve Masterplans.....	15
11.6	Adoption of Community Centres Action & Investment Plan	17
11.7	Temporary Alcohol Free Areas for the Summer period.....	17
11.8	Three Waters Reform Update	19
12	Discussion of late items	19
13	Public excluded session	20
13.1	Public Excluded Minutes of the Council meeting held on 30 August 2022	20
13.2	Public Excluded Minutes of the Council meeting held on 5 September 2022.....	20
13.3	Exemption to Open Competition: Waters consumables and services procurement; Vessel Works Stage 2 Wharf Extension - Steel Pipe procurement.....	20
13.4	Tauranga Urban Design Panel Members Appointment.....	21
13.5	Smiths Farm - Divestment Objectives and Disposal Classification	21
13.6	Update Report - Rowesdale Drive Access Issues	21

13.7	Infrastructure Acceleration Funding Agreements for Tauriko West and Te Papa	21
14	Closing karakia	21

**MINUTES OF TAURANGA CITY COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE BOP REGIONAL COUNCIL CHAMBERS, REGIONAL HOUSE, 1 ELIZABETH
STREET, TAURANGA
ON MONDAY, 3 OCTOBER 2022 AT 10.57 am**

PRESENT: Commission Chair Anne Tolley, Commissioner Shadrach Rolleston (online), Commissioner Stephen Selwood, Commissioner Bill Wasley

IN ATTENDANCE: Marty Grenfell (Chief Executive), Paul Davidson (Chief Financial Officer), Barbara Dempsey (General Manager: Community Services), Nic Johansson (General Manager: Infrastructure), Christine Jones (General Manager: Strategy, Growth & Governance), Alastair McNeill (General Manager: Corporate Services), Gareth Wallis (General Manager: City Development & Partnerships), Sarah Omundsen (General Manager: Regulatory and Compliance); Sanjana France (CCO Specialist); Anne Blakeway (Manager: City Partnerships), Phil Kai Fong (Team Leader Strategic Property), Paul Dunphy (Service Transformation Manager); Brendan Bisley (Director of Transport), Ross Hudson (Team Leader: Planning), Stuart Goodman (Team Leader: Regulation and Monitoring), Richard Eaton (Team Leader: TTOC), Jane Barnett (Policy Analyst), Stephen Burton (Interface Lead: Three Waters Transition), Coral Hair (Manager: Democracy & Governance Services), Robyn Garrett (Team Leader: Governance Services), Anahera Dinsdale (Governance Advisor), Janie Storey (Governance Advisor)

1 OPENING KARAKIA

The opening karakia was given at the start of the Strategy, Finance and Risk Committee meeting.

2 APOLOGIES

Nil

3 PUBLIC FORUM

3.1 Tauranga Millennium Track Trust

External Garth Mathieson, Malcolm Taylor and Murray Clarkson

Key points

A submission was tabled noting:

- The Trust rejects statements 27-30 of the Active Reserves Masterplan.
- The Trust organised the construction of the current all-weather track and facilities at the Tauranga Domain, raised the finance for them and then gifted them to TCC.
- The Council needed to consult more with the Trust. The decision was premature as insufficient due diligence had been carried out.
- A Geotech report had not been done on the new site as the athletic track needed to be perfectly flat. Some of the land was swampy when wet and there was a hill that would need to be removed.
- The current track and facilities had cost the club \$2m, it would cost more to provide those now.
- Any subsequently elected Council would not be interested in the proposals being put forward in the plan.

- TCC would not enter into a binding contract with the Trust, but had indicated that they would not demolish the current facilities until the new track was completed. The Trust expressed concern that the current track would be taken out before the new one was constructed.
- Good relationships had been built up with the schools and national bodies to be able to host events at the domain. The Trust wished to continue occupation of the domain.
- The alternative uses of the new area did not allow for people to do fitness training; Bayfair was not a fit location for an international track unless the netball courts were removed.
- The Trust considered that they had not been consulted and expressed a need to be able to consult with the Council.

Discussion points raised

- The Trust was congratulated on the current facilities and recognition noted of the huge project undertaken by the Trust to provide the facilities.
- An invitation was extended to the Trust to meet separately with the Commissioners to discuss the plans and to work through the issues in a way that met their satisfaction. The Trust members advised that they would take the offer up to meet with the Commissioners.

Attachments

- 1 Tauranga Millennium Track Trust - Tabled item
- 2 Tauranga Millennium Track Trust - Tabled item 2
- 3 Mount Maunganui Tennis Club - Tabled item
- 4 Mount Maunganui Tennis Club - Tabled item 2

3.2 Mount Maunganui Tennis Club

External Kent Lendrum, President; and Robert Naumann, Chairman of WBOP Tennis

Key points

A submission was tabled noting:

- The Tennis Club and the Mount Cricket Club would like to meet and discuss the proposal with the Commissioners.
- The Tennis Club had concerns with the draft plans and had met with the Cricket Club as they also had overlapping concerns.
- Concern was noted that the new location was surrounded by Maunganui Road on one side and the train line on the other, which caused noise and fumes and would also limit the length of the cricket field.
- The location of the clubhouse - the Cricket Club had different plans to those proposed, to enable better scoring and not looking into the afternoon sun.
- Tabled plans of how both the clubs would like to see the changes made. The clubs wished to start discussions with Council on how these would work.
- Currently there were 19 tennis courts available; however, the plan was to reduce this to 12 better quality courts. The club would like to aim for at least 14 courts, and that the two public courts be put near the carpark not at the far end.

3.3 BOP Speedway

External Rodney Wood, Phil Buckland

Key points

- Accepted an invitation to meet with the Commissioners.
- Requested that Council not endorse the report recommendations in Item 11.5 at this meeting, and noted that they had a letter from their barrister which had been provided to Council.

- Resource consent for the park for the good of the community. The sale of the land to TCC from BOP Speedway was provided in good faith so that it would continue to be their home.
- Speedway had flourished in the past and, while it had not been as good lately, the club had made suggestions on how they would like to see it going forward.
- Formal consultation began in July and they only had six hours to get their submission in. They considered that there was a hidden pre-determined agenda that was of a bullying type nature.
- The master plan was removed from the site without fair consultation, the minutes did not reflect the true facts and differed from their own meeting minutes. The Club wished to be given a fair opportunity to have proper consultation as they felt they were blindsided by the master plan revealed on Thursday.
- Speedway would be the hardest code to relocate. They currently had a lease until 2029 - the moving of the pits this year would be in breach of several aspects of the deed. There had been much blood, sweat and tears put in to the facility by members of the club.
- The club were happy to co-use the area with other groups and had put forward examples of how they could co-exist but these had so far been ignored.
- Members considered that plans to relocate would be the end of speedway in the Bay of Plenty.
- TCC's consultants indicated the likely cost of a 9,500 spectator stadium would be \$300m plus the purchase of land and, as this was some years out, the cost would balloon up and would create an outcry from ratepayers.
- Baypark was created for motor sport. The air quality for other sports would not be good, being next to a dump station, sewerage and fertiliser plant.
- Concerned that the Commissioners would make a decision on flawed information from staff and the club looked forward to the opportunity to catch up with them.
- The Club and its legal advisors requested that the item be removed from the agenda in relation to Baypark Stadium in order for genuine consultation to take place; and to take no decision until such time as a judicial rule or adequate good consultation had taken place.

Discussion points raised

- Chairperson Tolley noted that the item would not be taken off the agenda. It was a high level report with plans for the next 10-30 years. The Commissioners would be happy to talk with the group directly and discuss the issues raised.

4 ACCEPTANCE OF LATE ITEMS

Nil

5 CONFIDENTIAL BUSINESS TO BE TRANSFERRED INTO THE OPEN

Nil

6 CHANGE TO THE ORDER OF BUSINESS

Nil

7 CONFIRMATION OF MINUTES

7.1 Minutes of the Council meeting held on 30 August 2022

RESOLUTION CO18/22/1

Moved: Commissioner Bill Wasley

Seconded: Commissioner Stephen Selwood

That the minutes of the Council meeting held on 30 August 2022 be confirmed as a true and correct record.

CARRIED

7.2 Minutes of the Council meeting held on 5 September 2022

RESOLUTION CO18/22/2

Moved: Commissioner Bill Wasley

Seconded: Commissioner Stephen Selwood

That the minutes of the Council meeting held on 5 September 2022 be confirmed as a true and correct record.

CARRIED

8 DECLARATION OF CONFLICTS OF INTEREST

Nil

9 DEPUTATIONS, PRESENTATIONS, PETITIONS

Nil

10 RECOMMENDATIONS FROM OTHER COMMITTEES

10.1 Recommendation from other Committees - Strategy, Finance and Risk Committee - 12 September 2022

RESOLUTION CO18/22/3

Moved: Commissioner Bill Wasley

Seconded: Commissioner Stephen Selwood

That the Council:

- (a) Receives the report "Recommendation from other Committees - Strategy, Finance and Risk Committee - 12 September 2022".
- (b) Accepts the recommendation of the Strategy Finance and Risk Committee made on 12 September 2022 and adopts the Easter Sunday Shop Trading Policy 2022 (**Attachment 1**) with immediate effect.

CARRIED

11 BUSINESS

11.1 Council-Controlled Organisations' Draft and Final Annual Reports for 2021/2022

Staff Sanjana France, CCO Specialist
Anne Blakeway, Manager: City Partnerships

External Chad Hooker and Simon Clarke - Bay Venues
BOPLASS - Stephen Boyle
Tourism BOP - Oscar Nathan
Tauranga Art Gallery - Stephen Cleland and Rosemary Protheroe
Local Government Funding Authority - Sheree Covell and Paul Davidson

Key points

- Demonstrated resilience with Covid 19 - clear focus delivering for communities.

Bay Venues - Chad Hooker and Simon Clarke

Presentation including the following points:

- Highlights for the year included sports tournaments, exhibitions and other events coming back.
- 20,000 people attended or watched the Aims Games.
- Updated their strategy to be more community focused.
- Engagement with TCC on its master plans, the Community Centres Action and Investment plan and the Events Action and Investment plan. Appreciation was passed on to staff for their support with these.
- Key numbers included revenue being down on budget. \$6.5m was provided from the Council with half going towards renewals and half into operational funding. The lower user fees and charges were in line with the closed facilities throughout the period.
- Key challenges included the financial impact of the closures, aging assets, unplanned capex, increasing and changing demand, hard to manage court space, resourcing and talent, access to Baypark through the front entrance.
- Was building a relationship with Waka Kotahi with regards to the access link as it would make it harder for all if the access to Baypark was not good.
- Noted the game plan and strategy for the coming year and what they were trying achieve with a key focus on maximising activity in the venues with participation and spectating.
- Core focus to look after the assets and make sure they could deliver now and into the future and to grow the people to deliver.
- Governance - this was the first year of the new Board, the members had settled in and were doing a good job. A board review would be undertaken this year.
- Looking forward to a strong pipeline of events and some big summer events with six significant events over 10 days throughout the new year.
- There would be a review of the user fees and charges as part of the annual plan process. The team was working closely with the shared service opportunities and with other CCO's in human resources, IT and finance. A sustainability team would focus on that and on energy efficiency, and an assets strategy for the LTP.
- Four key capital projects were underway. Baywave would need to be closed for 10 weeks for some major maintenance items.
- Excited to go forward and to be working with the Council as a strategic delivery partner to deliver outcomes for TCC.

Discussion points raised

- Commissioners congratulated the group for their governance and management in difficult times.
- In response to a query in relation to the condition of the assets being taken seriously by the Council in planning around the LTP, Mr Hooker noted that the conversations were good and the timing and budget work to date had been sound.

- The number of events planned was an increase from previous years. There were four concerts booked, but the numbers attending those would vary.
- Access to Baypark was critical and they needed to make sure the right access points were proposed, to see what they looked like, to sequence them to see how it all fitted together. This needed to be absolutely sorted, especially the safety aspects which were critical before the master plan could be implemented.
- Mr Hooker noted that they would need to come back to Council with thoughts on a break even position to bridge the \$1.7m budget gap, noting they would need to look at how much was received from the Council, possible opportunities and extra charges to the community. This would be provided to the upcoming annual plan process.
- Mana whenua relationships were being fostered with iwi around the master plan and good engagement was being held. Working closely with iwi and the TCC team to capture the history of Baypark site.

BOPLASS - Stephen Boyle

- Annual accounts for the past financial year were not final as yet and staff were working with the auditors to have the final report by the end of November.
- It was a busy and successful year last year, despite the many challenges, with an extensive list of projects undertaken.
- Larger projects included the collective insurance programme resulting in substantial savings of \$2.1m in premiums last year, and being able to secure the right cover in today's market where there was continuing natural disasters and restrained capacity.
- Interregional collaboration was encouraged and examples noted in report e.g. tender for postal services and courier services across councils saving up to 40%.
- 3D aerial imaging had also resulted in good savings by councils working together. Tauranga was now flown on a six-monthly basis to update the mapping of the region.
- The Directors had undertaken a strategic workshop and were looking at where they could add further value.
- Financial performance was budgeted to a \$0 balance target, and had ended up with a good result and a \$6,000 balance.

Discussion points raised

- Projects were now agreed by a coalition of willing parties and were able to move forward, with other councils able to join at a later date.
- There were opportunities for shared services, with the Board looking from a procurement focus. There were no new projects being considered at this point.
- Offers had been made to share services with other CCO's; there were also personnel from CCO's on some of the advisory groups e.g. health and safety.

Tourism BOP - Oscar Nathan

Presentation noting the following points:

- Apologies from the Chair and Deputy Chair who were both unavailable for the meeting.
- Annual accounts were unaudited at present but would be completed in time to meet the deadline.
- The first cruise ship would return to Tauranga on 15 October, with 3500 people on board.
- Strategy had proven to remain resilient and showed the need to adapt to the changing times. Plan was to survive and revive this year and continue to focus on the four pillars - horticultural provenance, oceans and beaches, Māori culture and natural environment.
- Area covered by the Board was from Waihi to Whakatane. 23 of the 33 key measures were being undertaken with seven deferred due to Covid.
- Highlights were the integrated focus on the area as a horticultural province, including delivery of the first festival, Flavours of Plenty.
- The cycleways brochure and The Green Room were implemented as tangible ways to reduce emissions.

- The *Sure to Make you Smile* campaign had been successful and provided a much needed boost for operators.
- Noted the return of the cruise ships, with 103 ships expected in total throughout the season bringing 250,000 passengers. There would be a few double up days this season but no triple days. Staff were working with the port authorities, traffic management, and ferry services to ensure all went to plan.
- Acknowledged Council staff for their professionalism and having the ability to analyse and look at needs first. Also acknowledged the Board for their support.

Discussion points raised

- The visitor spend only being 3% down, when the national trend was 7%, encapsulated the work done in the recent tough times.
- Commended the initiative of Flavours of Plenty.
- A community survey had been conducted on the locals' view on the return of cruise ships. Many were excited about their return; however, there were concerns of Covid and ensuring congestion was going to be managed with the port and cruise lines.
- Commissioners noted that it was a great result and wished them the best for the new season.

Art Gallery - Rosemary Protheroe and Stephen Cleland

- Annual accounts were still to be audited.
- Had a successful year given the constraints of Covid. Missed a couple of visitation points and some education in schools programmes were cancelled.
- Proud of the team for the successful and quality programmes that were put on and exhibitions held.
- Were within budget, but continued to face challenges to balance the budget.
- Welcomed two new members onto the Board, which was continuing to work hard to develop processes and procedures for the gallery.
- Resilience was the key this year. Highlights included thinking differently, engaging with 100,000 visitors, staying open when others closed.
- Acknowledged with thanks the support from TCC and their staff.
- The gallery received strong coverage with its speciality areas, and had broad national coverage from RNZ and key journals which helped to build the gallery's reputation nationally.
- Piloting of outreach programmes reached 40 schools across the Bay of Plenty. Taking the programmes out to the schools took three times longer to deliver than those undertaken inhouse.
- The initial focus was to get people back into the gallery before focusing on the outreach programmes.
- It was a challenging year to make up \$160,000 in lost revenue, but with cutting back programmes and having strong performances it was pleasing to come out in the black.
- The work plan included being involved in the larger Te Papa development; had met with Warren Mahoney Architects to discuss moving the entrance to the gallery and to look at how it would flow into the new developments for the longer term.
- The support and partnering with TCC in key areas such as remuneration reviews for staff was appreciated.

Discussion points raised

- Commissioners noted it had been a hugely successful year given the restrictions faced.
- The Art Gallery Foundation was an independent charitable trust which assisted the gallery.
- The education outreach programme had mixed benefits and, while there was a portion of secured funding, it was less than when last received. Fundraising was required to meet overheads etc. The Ministry of Education supported the programme but the amount provided did not adequately address needs in the sector.
- Some funding for the gallery had been received from Western Bay of Plenty District Council and discussions were ongoing with them to consider increasing the amount, given the number of visitors into the gallery.

- There were good reasons to maintain free access and get repeat visitations. International visitors expected to pay so they were looking forward to that sector returning to the area.

RESOLUTION CO18/22/4

Moved: Commissioner Bill Wasley

Seconded: Commissioner Stephen Selwood

That the Council:

- (a) Receives the council-controlled organisations' Draft and Final Annual Reports for 2021/2022 report.
- (b) Receives Bay Venues Limited's draft annual report on its performance for the year to 30 June 2022.
- (c) Receives Bay of Plenty Local Authority Shared Services Limited's draft annual report on its performance for the year to 30 June 2022.
- (d) Receives Tauranga Art Gallery Trust's report on its performance draft annual report on its performance for the year to 30 June 2022.
- (e) Receives Tourism Bay of Plenty's draft annual report on its performance for the year to 30 June 2022, noting that it was also provided to Western Bay of Plenty District Council as joint shareholder at their meeting on 15 September 2022.
- (f) Receives the Local Government Funding Agency's final annual report on its performance for the year to 30 June 2022.

CARRIED

Attachments

- 1 Presentation - Bay Venues Ltd
- 2 Presentation - CCO reports - Tauranga Art Gallery
- 3 Presentation - CCO reports - TBOP Annual Plan 2021-22

11.2 Proposal to establish a Council Controlled Organisation for Site A of the Civic Precinct - consultation feedback

Staff Phillip Kai Fong, Team Leader Strategic Property

Tabled a late submission received from respondent #55.

Key points

- Acknowledged the passing of Peri Kohu and the work he had done to reach this point.
- Consultation included 73 submissions with 68% in support of the proposal and 22% opposing.
- Support included the restoration of iwi's mana, trust in Council, reconciliation of historical grievances and benefit to the communities within Tauranga.
- Reasons for opposition included a perceived financial impact on ratepayers, ownership being fully to Council or fully to mana whenua and the current Council not being democratically elected.
- Ngai Tukairangi hapū opposed the proposal as they did not consider the Otamataha Trust pertained to them; however, they were recognised in the land deed of the Otamataha Trust.

Discussion points raised

- Commissioner Tolley also recognised the contribution by Peri Kohu and noted the regret and sadness felt that he was not present today to see this process to its conclusion.

- It was a significant moment for Tauranga and its environs and Council was heartened by the comments that came from the community which showed understanding that this was a long standing matter of grievance simply resolved with a trusting relationship. It had significant meaning and resolution for mana whenua.
- Advice had been received on the concerns expressed by Ngai Tukairangi, but the Council had to be consistent with the Crown and it would be wrong to step outside of this ruling. The matter needed to be dealt with in the Otamataha Trust.
- The Commissioners were honoured to be able to take the agreement forward and to finally address a 150 year grievance.

RESOLUTION CO18/22/5

Moved: Commission Chair Anne Tolley

Seconded: Commissioner Shadrach Rolleston

That the Council:

- (a) Receives the report "Proposal to establish a Council Controlled Organisation for Site A of the Civic Precinct - consultation feedback".
- (b) Considers the feedback received through the public consultation process.
- (c) Approves the establishment of a council controlled organisation for Site A of the Civic Precinct with Otamataha Trust (Option 1) with the following proposed structure and arrangements:
 - Transfer of the land to the council controlled organisation for a nominal sale price of \$1.00 and subject to a perpetual peppercorn ground lease back to Council; and
 - Council retains ownership of any improvements on the land and is entitled to develop and construct further improvements on the land.
- (d) Requests that staff proceed with finalising arrangements to establish a council controlled organisation and notes that a further report to appoint Trustees for the new council controlled organisation charitable trust will be available to Council before the end of year.

CARRIED

Attachments

1 Late Submission #55 PDF

At 12.43pm the meeting adjourned.

At 1.31pm the meeting reconvened.

11.3 Executive Report

Staff Nic Johansson, General Manager: Infrastructure Services
Barbara Dempsey, General Manager: Community Services
Paul Davidson, Chief Financial Officer
Christine Jones, General Manager: Strategy, Growth & Governance
Alastair McNeil, General Manager: Corporate Services
Gareth Wallis, General Manager: City Development & Partnerships
Sarah Omundsen, General Manager: Regulatory and Compliance

Key points

- At the recent Civil Contractors Conference, TCC staff won both the small project award and the supreme award for the Sherwin Street Stormwater Project. Congratulations to all concerned.
- Funding had been confirmed from Waka Kotahi for the Wairoa cycle project. This allowed TCC to make a smaller contribution than budgeted for. Construction would commence for this summer.

- Consideration was being given to how to better manage project spending to avoid the overspending that occurred on the Domain grandstand project to enable televising of sporting events. Due to the seismic rating, a separate tower had to be built.
- Work was underway on the tender process around the airport runway lighting and carpark extension.
- The Epidemic Preparedness notice would cease on 20 October 2022. Any member attending meetings electronically would not count towards a quorum, but was still able to vote.
- The volume of online and digital transactions with customers was continuing to increase.
- 1,738 submissions had recently been received as part of the consultation regarding the land at Greerton racecourse. This resulted from an increased staff effort to grow community engagement and consultation within the city.
- There had been a recent drop in building and resource consent applications. Staff were anticipating that the return of summer events this year would increase the workload for the alcohol licencing team.
- Information would be provided to the next meeting on requests over the past six months from developers wanting a deferral of development contribution payments.
- Information would be provided to the next meeting on the impacts of the relocation of the newly discovered blue sponge from the Beacon Wharf area.
- The information required for the resource consent for the Cargo Shed had been provided and it was back on target to be ready for use by the end of November.
- A communication strategy had been signed off to ensure everyone was aware of what was going on within the CBD, and noted the impact that communities would experience while work was going on.

In response to questions

- Concern was noted at the grandstand overspend when a feasibility study and business case were being undertaken for a new stadium, with replacement anticipated in the next five years. While Commissioners were heartened to hear that staff were looking at systems to ensure overspend did not occur again, they considered it should not have happened at all and there needed to be better systems in place to control any overspending.
- Appreciation was noted for the staff who assisted the Nelson/Tasman councils with their emergency management recovery.
- It was noted that agreement had been reached following consultation with school children to rename Yatton Park and it was requested that the system and relevant signage be updated to reflect that.

Discussion points raised

- Compliments to staff on the recent light sculpture and the Shadelands Lane artwork.

RESOLUTION CO18/22/6

Moved: Commissioner Stephen Selwood

Seconded: Commissioner Shadrach Rolleston

That the Council:

- (a) Receives the report "Executive Report";
- (b) Approves the total overspend of \$603,000 for the Tauranga Domain Grandstand project; and
- (c) Agrees to loan-fund the overspend of \$603,000.

CARRIED

11.4 Parking Management Plan

Staff Paul Dunphy, Service Transformation Manager
Brendan Bisley, Director of Transport
Stuart Goodman, Team Leader: Regulation and Monitoring
Richard Eaton, Team Leader: TTOC

External Scott Ebbett - Contractor

Key points

- The Parking Management Plan would give effect to what was agreed in the parking strategy and put it into practice.
- Encouraged the use of the parking buildings for long term or all day parking and supported the use of alternative modes of transport.
- There was provision for short term on-street parking so that people could access the shops they wished to visit.
- Recommendation to stop the two hour free trial as many parking spaces in the trial area were used by staff working in the area.
- Aimed for the parking activity to become cost neutral with the users paying. Last year resulted in a loss of \$1m.
- Council could not do this on their own, the private sector also needed to provide parking.
- The Harington Street carpark would have 200 additional parks coming onstream once completed.

In response to questions

- All day on street parking would cost \$34 per day, which was twice the cost of using the parking buildings.
- The on-street supply was expected to decrease, as was the private supply, which would move parking from private to public provision with the cost ending up with the Council.
- Messaging was required to the development community that they should not be expecting the Council to provide for parking provisions on or near development sites.
- This was also an opportunity to relay the cost neutral factor to the public and to tell the wider parking story.
- Parking plans were underway for Mount Maunganui, followed by the area around the hospital and Greerton. These would also consider whether parking would remain free or whether there should be a cost associated with it.
- At present there was parking on berms in some areas, but this was not approved except in rare circumstances; berms should remain as green spaces.
- There were currently 5000 on and off street parks in and around the city. Staff were currently looking at what the demand was within the CBD, what the use was and the timeline. The study was expected to be completed in the next eight weeks and would map out the requirements over the next 10 years.
- With the current disruptions due to the developments taking place within the CBD, there was a work underway for stormwater and traffic management, running parallel with the CBD works.
- Staff were looking at short term tactical options for car parking where land may be vacant for a short period of time; and also installation of digital signs on the six entrances to the city advising where parking was available.

Discussion points raised

- Commissioners amended the suggested recommendation to \$1 per hour over the holiday period and \$2 from 1 February 2023.
- Supported no parking allowed on berms and the inclusion of wider restrictions from the CBD to 11th Avenue as it compromised the amenity of these residential areas.
- Need to ensure the private sector carried its share of provision of private parking.

- Communication was vital as car parking was always a subject of contention.
- Acknowledged the quality of the report and the helpful information provided.

RESOLUTION CO18/22/7

Moved: Commission Chair Anne Tolley

Seconded: Commissioner Stephen Selwood

That the Council:

- (a) Receives the Tauranga Central City Parking Management Plan report
- (b) Adopts the Parking Management Plan (Option 1) and its recommendations as set out in Table 2, with specific attention drawn to:
 - (i) From December 1, 2022, stop the 2-hour free trial and reinstate parking charges within the city centre core area (outlined in Figure 2 in orange).
 - (ii) From December 1, 2022, extend no parking on berms throughout the plan area
 - (iii) From November 1, 2023, implement parking restrictions across the city centre fringe and wider areas in Te Papa up to 11th Avenue, including Memorial Park (outlined in Figure 2 in purple and green).
 - (iv) Adopts the change to variable on-street charging which will come into effect on December 1, 2022 with the charge being \$1 per hour to 1 February 2023 and \$2 per hour beyond that date.
- (c) Notes that there will be communications on the changes.

CARRIED

11.5 Active Reserve Masterplans

Staff Barbara Dempsey, General Manager: Community Services
Ross Hudson, Team Leader: Planning

Key points

- TCC was not using some of the land as efficiently as it could, so some changes were required.
- Staff worked hard to get to this point with most of the 30 groups affected supporting the change.
- Some immediate work was proposed and staff would work with the impacted sporting codes.
- The concerns raised by some groups were acknowledged - they would experience significant disruption to their sports.
- There was an individual vision for each of the sites and an overall integrated vision. Masterplans would be created for an extended period to allow Council to move forward quickly with some of these.
- Once approved, the changes would be included in the Masterplan and staff would continue to engage with affected stakeholders throughout the process.
- The indicative costs of some of the actions were covered within existing budgets, but it was likely that more would be sought through the Annual Plan, LTP and external funding.
- The next step was to create a detailed design, refine space allocation and plan the staging of works so that a new facility was provided before an existing one was removed.
- Some cases would require feasibility studies and business cases to be undertaken.
- The report was signalling that the three areas would be redeveloped and that staff were working with current users to ensure that they would get a better facility which also suited the growing population.
- There was a lot of work still to do, the plan set the overall direction and vision.

Discussion points raised

- Acknowledged the work done to reach this point.
- Sports clubs were regularly coming to Council to upgrade facilities to cater for increased numbers of players. Need to ensure that there was sufficient for everyone to take part and the facilities were accessible.
- A regional strategic plan was yet to be implemented. More consultation was required if it resulted in a relocation of codes, to reconcile their needs with the plan going forward and to determine how it was to be funded.
- Council needed to understand the cost implications, timing, phasing etc.

RESOLUTION CO18/22/8

Moved: Commissioner Bill Wasley

Seconded: Commissioner Stephen Selwood

That the Council:

- (a) Receives the Active Reserve Masterplans report and attachments.
- (b) Endorses the attached Active Reserve Masterplans for Baypark, Blake Park and the Tauranga Domains as preferred options and notes the intention to propose funding allocations through the next Annual Plan and Long-term Plan to enable key actions.
- (c) Approves moving to detailed design and project feasibility for the masterplans, including further engagement with stakeholders and mana whenua, and delegates to the Chief Executive or appointee to make further decisions on minor design amendments.
- (d) Continues to work with Bay of Plenty Speedway Association towards the implementation of the Baypark masterplan, including consideration of options for relocation of their activities to a suitable alternative site.
- (e) Endorses the following actions as priorities for early implementation between now and 2024/25, pending detailed design and feasibility and agreement of funding contributions through the Annual Plan and Long-term Plan:
 - (i) Enabling works at Baypark, including a new entrance from State Highway 29a and the repositioning of the Speedway pit area
 - (ii) Relocation of Tauranga Netball and essential supporting services from Blake Park to Baypark
 - (iii) Increased dedicated tennis court space provision at Blake Park
 - (iv) Provision of additional grass fields at Blake Park
 - (v) Demolition of the Mount Sports Centre at Blake Park and reuse of that space for additional carparking
 - (vi) Provision of additional formalised parking at Blake Park
 - (vii) Relocation of the athletics track and essential supporting services from Tauranga Domain to Baypark
 - (viii) Relocation of Tauranga Lawn Bowls and Tauranga Croquet Club from Tauranga Domains to alternative sites

CARRIED

11.6 Adoption of Community Centres Action & Investment Plan

Staff Barbara Dempsey, General Manager: Community Services
Ross Hudson, Team Leader: Planning

Key points

- The Plan built on the previous work with the Community Development Plan and included a large number of small low level actions designed to guide staff decision making on key investments for the provision and management of community centres.
- It was noted that given the Action and Investment Plan considered earlier, the plan be received rather than adopted at this meeting. A workshop format would be provided so that it could be seen in context with the next LTP rather than being considered in isolation.

RESOLUTION CO18/22/9

Moved: Commissioner Bill Wasley

Seconded: Commissioner Stephen Selwood

That the Council:

- (a) Receives the report "Adoption of Community Centres Action & Investment Plan";
- (b) Receives the Community Centres Action & Investment Plan and notes further review is required prior to finalisation;
- (c) Endorses the Gate Pā Community Centre feasibility study and supports progress of the project to its detailed design and implementation phases;
- (d) Notes that amendments to current budget allocations for community centre investments will be proposed through the 2023/24 Annual Plan and the 2024/34 Long Term Plan.

CARRIED

11.7 Temporary Alcohol Free Areas for the Summer period

Staff Barbara Dempsey, General Manager: Community Services

RESOLUTION CO18/22/10

Moved: Commissioner Stephen Selwood

Seconded: Commissioner Bill Wasley

That the Council:

- (a) Receives the report "Temporary Alcohol Free Areas for the Summer period".
- (b) In accordance with section 147B of the Local Government Act 2002, agrees that the proposed temporary alcohol-free areas are appropriate and proportionate in the light of the evidence; and justified as a reasonable limitation on people's rights and freedoms.
- (c) Resolves under clause 8 of the Alcohol Control Bylaw 2018 to implement a temporary alcohol-free area between the hours of 9pm and 7am for all beaches, reserves and public places on the seaward side of Marine Parade (eastwards from its intersection with Grove Avenue), Oceanbeach Road and Maranui Street and Surf Road from 21 October 2022 to 2 April 2023.
- (d) Resolves under clause 8 of the Alcohol Control Bylaw 2018 to implement temporary alcohol-free areas to support events across Tauranga as follows:

Fergusson Park	Fergusson Park including Tilby Drive from the intersection of Tainui Street and Waratah Street (all inclusive) from 10am, 31 December 2022 to 6am, 1 January 2023.
Gordon Spratt Reserve	Gordon Spratt Reserve and Alice Way (all inclusive) and Parton Road (between Tara Road and Papamoa Beach Road) from 10am, 31 December 2022 to 6am, 1 January 2023.
Tauranga Racecourse Reserve	Tauranga Racecourse Reserve from 10am, 31 December 2022 to 6am, 1 January 2023.
Soper Reserve	Soper Reserve and Newton Street (all inclusive) from 10am to midnight, Saturday 11 March 2023.
Marine Park	Marine Park, Cross Road (from Mirrielees Road), and Keith Allen Drive (all inclusive) from 6am to midnight 25 February 2023.

- (e) Resolves under clause 8 of the Alcohol Control Bylaw 2018 to implement temporary alcohol-free areas surrounding Trustpower Baypark from 10am, 31 December 2022 to midnight, 6 January 2023 as follows:

Proposed alcohol-free area for key events at Trustpower Baypark	
Girven Road	From Gloucester Road to State Highway 2
State Highway 2	From Girven Road to Sandhurst Drive
Te Maunga Lane	All inclusive
Truman Lane	All inclusive
Mangatawa Link Road	All inclusive
State Highway 29A	From Truman Lane to the intersection with State highway 2 (including the roundabouts)
Gloucester Road	From Eversham Road to Girven Road
Eversham Road	All inclusive
Tudor Place	All inclusive
Palliser Place	All inclusive
Harrow Place	All inclusive
Exeter Street	All inclusive
Lambeth Terrace	All inclusive
Dover Place	All inclusive
Weymouth Place	All inclusive
Eversham Road Reserve	All inclusive
Kingsley Place	All inclusive
Penrhyn Place	All inclusive
Ernie Way	All inclusive
Hadleigh Reserve	All inclusive

- (f) Clarifies that during the period from 26 December 2022 to 6am on 6 January 2023, a temporary alcohol-free area is in place, 24 hours a day, seven days a week, for:
- (i) All beaches, reserves and public places on the seaward side of Marine Parade (eastwards from its intersection of Grove Avenue to its intersection of Tweed Street);
 - (ii) Omanu Surf Club and car park area; and
 - (iii) Waiariki Street.

CARRIED

11.8 Three Waters Reform Update

Staff Nic Johansson, General Manager: Infrastructure
Dianne Bussey, Contractor - Three Waters Reform
Stephen Burton, Interface Lead: Three Waters Transition

Key points

- Update on Three Waters reform, including governance and appointments in the Entity B local transition team.

In response to questions

- Whakatane District Council was working with TCC to create a project team to support the national initiatives as much as possible. This added to the skill, knowledge and experience of the team and would share the cost.
- All of the working groups were populated with staff.
- The local transition team met monthly, with the next meeting being held in Tauranga, and would include site visits and an opportunity to socialise in the evening.

Discussion points raised

- Acknowledgement of the work staff and the team were continuing to do towards the reform.

RESOLUTION CO18/22/11

Moved: Commissioner Bill Wasley

Seconded: Commissioner Stephen Selwood

That the Council:

- (a) Receives the report "Three Waters Reform Update".
- (b) Endorses the Three Waters Project Team to continue with the next steps as documented.

CARRIED

12 DISCUSSION OF LATE ITEMS

Nil

13 PUBLIC EXCLUDED SESSION

RESOLUTION CO18/22/12

Moved: Commissioner Stephen Selwood

Seconded: Commissioner Bill Wasley

That the public be excluded from the following parts of the proceedings of this meeting.

The general subject matter of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under section 48 of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48 for the passing of this resolution
<p>13.1 - Public Excluded Minutes of the Council meeting held on 30 August 2022</p>	<p>s7(2)(g) - The withholding of the information is necessary to maintain legal professional privilege</p> <p>s7(2)(h) - The withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</p> <p>s7(2)(i) - The withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	<p>s48(1)(a) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7</p>
<p>13.2 - Public Excluded Minutes of the Council meeting held on 5 September 2022</p>	<p>s7(2)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons</p> <p>s7(2)(b)(ii) - The withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information</p> <p>s7(2)(g) - The withholding of the information is necessary to maintain legal professional privilege</p> <p>s7(2)(h) - The withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</p> <p>s7(2)(i) - The withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	<p>s48(1)(a) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7</p>
<p>13.3 - Exemption to Open Competition: Waters consumables and services</p>	<p>s7(2)(h) - The withholding of the information is necessary to enable Council to carry out, without prejudice or</p>	<p>s48(1)(a) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure</p>

procurement; Vessel Works Stage 2 Wharf Extension - Steel Pipe procurement	disadvantage, commercial activities	of information for which good reason for withholding would exist under section 6 or section 7
13.4 - Tauranga Urban Design Panel Members Appointment	s7(2)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons	s48(1)(a) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
13.5 - Smiths Farm - Divestment Objectives and Disposal Classification	s7(2)(i) - The withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	s48(1)(a) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
13.6 - Update Report - Rowsdale Drive Access Issues	s7(2)(g) - The withholding of the information is necessary to maintain legal professional privilege s7(2)(i) - The withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	s48(1)(a) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
13.7 - Infrastructure Acceleration Funding Agreements for Tauriko West and Te Papa	s7(2)(b)(ii) - The withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information s7(2)(i) - The withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	s48(1)(a) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7

CARRIED

14 CLOSING KARAKIA

Commissioner Shad Rolleston gave the closing karakia.

The meeting closed at 3.30 pm.

The minutes of this meeting were confirmed as a true and correct record at the Ordinary Council meeting held on 7 November 2022.

.....
CHAIRPERSON